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DECLARATION FOR US PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled METHODS FOR IDENTIFYING OR DIAGNOSING CARCINOMA CELLS WITH METASTATIC POTENTIAL BASED ON THE MEASUREMENT OF LYMPHOID GENES OR THEIR PRODUCTS IN CARCINOMA CELLS, the specification of which was filed on May 12, 1998, as United States application number 09/110,376, and has not been amended.

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, section 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed. None

I hereby claim the benefit under Title 35, United States Code, section 119(e) of any United States provisional application(s) listed below. None

I here claim the benefit under Title 35, United States Code, section 120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, section 1.56 which became available between the filing date of the prior application and the national or PCT filing date of this application.

Serial no. 08/680,372, filed July 15, 1996 (now abandoned), which is a divisional of
Serial no. 08/118,969, filed September 9, 1993 (now U.S. patent 5,536,642)

I hereby appoint the the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

James C. Simmons Registration no. 28,474

Address all telephone calls to James C. Simmons at telephone number 716-632-7702.
Address all correspondence to:

James C. Simmons, 11 Falmouth Lane, Williamsville, New York 14221

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name) Stefan A. Cohen
Inventor's signature Stefan A. Cohen Date 10/2/98
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Post Office Address 24 Wagon Wheel Drive, East Amherst, New York 14051

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Inventor's signature Untae Kim Date 10/2/98
Residence Snyder, New York Citizenship United States of America
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Full name of second inventor, if any (given name, family name) David P. Montesanti
Inventor's signature David Montesanti Date 10/17/98
Residence West Amherst, New York Citizenship United States of America
Post Office Address 1608 Sweet Home Road, West Amherst, New York 14228

[] Additional inventors are being named on separately numbered sheets attached hereto.



VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
INDEPENDENT INVENTOR (37 CFR 1.9f and 1.27b)

Applicant or Patentee: Stefan A. Cohen
Untae Kim
David P. Montesanti

Application or Patent No.: 09/110,376

Filed: May 12, 1998

Title: METHODS FOR IDENTIFYING OR DIAGNOSING CARCINOMA CELLS WITH
METASTATIC POTENTIAL BASED ON THE MEASUREMENT OF LYMPHOID
GENES OR THEIR PRODUCTS IN CARCINOMA CELLS

As a below named inventor, I hereby declare that I qualify
as an independent inventor as defined in 37 CFR 1.9(c) for
purposes of paying reduced fees to the Patent and Trademark
Office described in:

- ☐ the specification filed herewith with title as listed above
- ☒ the application identified above
- ☐ the patent identified above

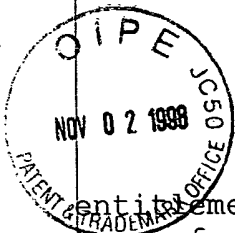
I have not assigned, granted, conveyed or licensed and am
under no obligation under contract or law to assign, grant,
convey or license, any rights in the invention to any person who
would not qualify as an independent inventor under 37 CFR 1.9(c)
if that person had made the invention, or to any concern which
would not qualify as a small business concern under 37 CFR 1.9(d)
or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have
assigned, granted, conveyed, or licensed or am under an
obligation under contract or law to assign, grant, convey, or
license any rights in the invention is listed below:

- ☒ No such person, concern, or organization exists.
- ☐ Each such person, concern, or organization is listed below.

Separate verified statements are required from each named
person, concern or organization having rights to the invention
averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or
patent, notification of any change in status resulting in loss of



entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

<u>Stefan A. Cohen</u>	<u>Untae Kim</u>	<u>David P. Montesanti</u>
Name of inventor	Name of inventor	Name of inventor
<u><i>Stefan A. Cohen</i></u>	<u><i>Untae Kim</i></u>	<u><i>David P. Montesanti</i></u>
Signature of inventor	Signature of inventor	Signature of inventor
<u>September 27 , 1998</u>	<u>September 17 , 1998</u>	<u>September , 1998</u>
Date	Date	Date